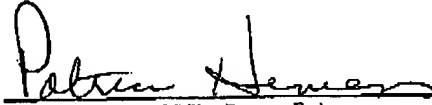


Atty Dkt No. PP01468.002
2300-1468
PATENT

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Patricia Himenez
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

SHIRLEY *et al.*

Serial No.: 09/187,661

Group Art Unit: 1653

Filing Date: November 6, 1998

Examiner: F. Moezie

Title: NOVEL IGF-I COMPOSITION AND ITS USE

COMMUNICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This communication accompanies the request for Continued Prosecution Application in the above-referenced application. The applicants' petition filed on June 5, 2000 and supplemented December 21, 2001 to correct the filing date to November 6, 1998 instead of November 5, 1998 was dismissed by the Office of Petitions on January 30, 2002. The Office identified further evidence required to file a request for reconsideration. In order to collect the necessary evidence and provide the Office with time required to consider the request for reconsideration, the applicants have filed this CPA. Aside from the correction of the filing date, the applicants believe the application is in condition for allowance.

#29
sq
3/3/03

Atty Dkt No. PP01468.002
USSN: 09/187,661
PATENT

Please direct all further written communications regarding this application to:

Joseph H. Guth, Esq.
CHIRON CORPORATION
Intellectual Property - R440
P.O. Box 8097
Emeryville, CA 94662-8097.

Respectfully submitted,

Date: February 20, 2002

By: Narinder S. Banait
Narinder S. Banait
Registration No. 43,482
Attorney for Applicants

ROBINS & PASTERNAK
545 Middlefield Road, Suite 180
Menlo Park, CA 94025
Telephone: (650) 325-7812
Fax: (650) 325-7823

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Continued Prosecution Application Request
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 INVENTOR: Shirley et al.
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ATTORNEYS AT LAW

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CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL
UNDER 37 CFR 1.53(d)Any Dkt No. PP01468.002
(2300-1468)

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First Named Inventor: Shirley et al.

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Patricia Himenes

(Typed or Printed Name of Person Mailing Paper or Fee)

Patricia Himenes
(Signature of Person Mailing Paper or Fee)

This is a Request for a X continuation ___ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application serial no. 09/187,661 filed on November 6, 1998, entitled NOVEL IGF-I COMPOSITION AND ITS USE. This application was filed before May 29, 2000.

1. _ Enter the unentered amendment previously filed on * under 37 CFR 1.116 in the prior nonprovisional application.
2. _ A preliminary amendment is enclosed.
3. _ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. _ DELETE the following inventor(s) named in the prior nonprovisional application: *
 - b. _ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. _ A new Power of Attorney or authorization of agent (PTO/SB/81) is enclosed.
5. _ Information Disclosure Statement (IDS) is enclosed:
 - a. _ PTO-1449
 - b. _ References

Total Claims 26 minus 20 = 6	x	\$18.00	\$108
Independent Claims 3 minus 3 = 0	x	\$84.00	\$
Multiple dependent claims (if applicable)		\$280.00	\$
		BASIC FEE	\$740
TOTAL OF ABOVE CALCULATIONS			<u>\$740</u>
Reduction by 1/2 for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).			<u>\$</u>
TOTAL			\$848

6. Small entity status:
- a. Applicants claim small entity status.
- b. is no longer claimed.
7. X The Commissioner is hereby authorized to credit overpayments or charge any additional fees to Deposit Account No. 18-1648.
8. X A check to cover the \$ 848 application fee is enclosed.
9. X Other: return postcard; Communication
10. X Correspondence address

CHIRON CORPORATION
Intellectual Property - R440
P.O. Box 8097
Emeryville, CA 94662-8097
phone: (650) 325-7812
fax: (650) 325-7823.

February 20, 2002
(date)

Narinder S. Banait
Narinder S. Banait
Reg. No. 43,482
Attorney for Applicants